

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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FEB 09 2005

In re Application of:)
Gary C. Binder) Examiner: Hussein A El Chanti
Serial No.: 09/815,497) Group Art Unit: 2157
Filed: March 22, 2001)
For: An Apparatus and Method)
For Asymmetric Electronic)
Commerce Transactions)
Attorney Docket No.: 42390P11284)
RESPONSE UNDER 37 C.F.R. §1.116
EXPEDITED PROCEDURE
TECHNOLOGY CENTER 2100

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner,

In response to the Office Action mailed January 13, 2005, applicant respectfully requests that the above identified application be reconsidered in light of the arguments presented herein.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TELEPHONE: (503) 439-8778

INTELLECTUAL PROPERTY LAW
12400 WILSHIRE BOULEVARD, 7TH FLOOR
LOS ANGELES, CA 90025

FACSIMILE: (503) 439-6073

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FACSIMILE COVER SHEET

Deliver to: Hussein A. El Chanti, USPTO Art Group: 2157
Facsimile No.: 703-872-9306 Date: February 9, 2005
From: Paul A. Mendonsa, Reg. No. 42,879
Our Docket No.: 42390P11284 Number of pages 13 including this sheet.
Application No.: 09/815,497 Filing Date: 3/22/2001
Docket Due Date(s): 9/20/2004

Enclosed are the following documents

- Amendment: After Final (10 pgs)
 - Appeal Brief (pgs)
 - Application: _____
(pgs) w/cover & abstract)
 - Assignment & Cover Sheet (pgs)
 - Certificate of _____
 - Continued Prosecution Application (CPA)
 - Declaration & POA (pgs)
 - Drawings: sheets, figures
 - Extension of Time: _____
 - Fee Transmittal (in duplicate)
 - IDS & PTO/SB/08 (pgs)
 - Other _____

- Issue Fee Transmittal
 - Notice of Appeal
 - Petition for: _____
 - Request for Continued Examination (RCE)
 - Reply Brief (____pgs)
 - Request & Certification Under 35 USC 122(b)(2)(B)(i)
 - Request to Rescind Previous Nonpublication Request
 - Response to Notice of Missing Parts & Formalities Letter
 - Response to Written Opinion (____pgs)
 - Terminal Disclaimer
 - Transmittal of Publication Fee Due
 - Transmittal Letter

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.


Rachael L. Brown

02/9/2005

Date

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FEE TRANSMITTAL for FY 2005		<i>Complete If Known</i>	
<small>Patent fees are subject to annual revision.</small>			
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Application Number 09/815,497 Filing Date March 22, 2001 First Named Inventor Garry C. Binder Examiner Name Hussein A. El Chanti Art Unit 2157 Attorney Docket No. 42390P11284	
TOTAL AMOUNT OF PAYMENT		(\$)	
		0.00	

METHOD OF PAYMENT (*check all that apply*)

Check Credit card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayment of fee(s) Credit any overpayments
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

FEE CALCULATION

1. EXTRA CLAIM FEES

Total Claims		Claims below	Fee Paid
Independent Claims	20 4	$20^* = 0$ $4^* = 0$	\$0.00 \$0.00
Multiple Dependent			

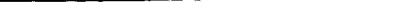
Large Entity		Small Entity		
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	2202			Claims in excess of 20
1201	2201			Independent claims in excess of 3
1203	2203			Multiple Dependent claim, if not paid
1204	2204			**Reissue independent claims over original patent
1205	2205			**Reissue claims in excess of 20 and over original patent
SUBTOTAL (1)			(\$)	0.00

**or number previously paid, if greater. For Reissues, see below*

2. ADDITIONAL FEES

Large Entity	Small Entity			
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051		2051		Surcharge - late filing fee or oath
1052		2052		Surcharge - late provisional filing fee or cover sheet.
2053		2053		Non-English specification
1261	120	2251	60	Extension for reply within first month
1262	450	2252	225	Extension for reply within second month
1263	1,020	2253	510	Extension for reply within third month
1264	1,590	2254	795	Extension for reply within fourth month
1265	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	2451	1,510	Petition to Institute a public use proceeding
1480	130	2460	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1808	180	1806	180	Submission of Information Disclosure Stmt
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	790	2810	395	Filing a submission after final rejection (37 CFR § 1.129(b))
Other fee (specify)		<hr/>		
				SUBTOTAL (2)

Fee Paid

SUBMITTED BY		Complete (if applicable)			
Name (Print/Type)	Paul A. Mendonsa	Registration No. (Attorney/Agent)	42,879	Telephone	(503) 439-8778
Signature			Date	02/09/05	

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 12/15/2004.
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FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

Complete If Known

Application Number	09/815,497
Filing Date	March 22, 2001
First Named Inventor	Garry C. Binder
Examiner Name	Hussein A. El Chanti
Art Unit	2157
Attorney Docket No.	4239OPTT284

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order None Other (please identify): _____
 Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayment of fee(s) Credit any overpayments
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

FEE CALCULATION

1. EXTRA CLAIM FEES

		Extra Claims	Fee from below	Fee Paid
Total Claims	20	20* = 0	X	\$0.00
Independent Claims	4	4* = 0	X	\$0.00
Multiple Dependent				

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202	2202	Claims in excess of 20
1201	2201	Independent claims in excess of 3
1203	2203	Multiple Dependent claim, if not paid
1204	2204	"Resue Independent claims over original patent
1205	2205	"Resue claims in excess of 20 and over original patent
SUBTOTAL (1)		(\$ 0.00)

**or number previously paid, if greater, For Reissues, see below

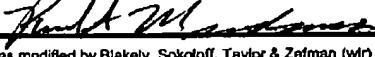
2. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051	2051	Surcharge - late filing fee or oath	
1052	2052	Surcharge - late provisional filing fee or cover sheet	
2063	2053	Non-English specification	
1261 120	2251 60	Extension for reply within first month	
1252 450	2252 225	Extension for reply within second month	
1253 1,020	2253 510	Extension for reply within third month	
1254 1,580	2254 795	Extension for reply within fourth month	
1255 2,160	2255 1,080	Extension for reply within fifth month	
1401 500	2401 250	Notice of Appeal	
1402 500	2402 250	Filing a brief in support of an appeal	
1403 1,000	2403 500	Request for oral hearing	
1451 1,510	2451 1,510	Petition to Institute a public use proceeding	
1460 130	2460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
1809 790	1809 395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 790	2810 395	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify)			
SUBTOTAL (2)		(\$)	

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Paul A. Mendonsa	Registration No. (Attorney/Agent)	42,879	Telephone	(503) 439-8778
Signature				Date	02/09/05

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (M) 12/15/2004.
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